

RECEIVED
IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EIGHTH CIRCUIT DISTRICT OF MINNESOTA
U.S. BANKRUPTCY COURT
DULUTH, MN
IN RE: KURT NELSON MONSON AND JENNIFER LYNN MONSON
CHAPTER 7 PROCEEDING
CASE NO. 18-50554-RJK

DONALD MATROS, PETITIONER

VS. ADVERSARY NO. _____
KURT NELSON MONSON AND JENNIFER LYNN MONSON,
DEBTORS

COMPLAINT TO DENY DISCHARGABILITY OF DEBT

comes now DONALD MATROS, a Creditor in the above-styled Chapter 7 bankruptcy proceeding, appearing herein, and files this Complaint to Deny Dischargeability of Debt and would show unto the Court the following:

1.

This Court has jurisdiction pursuant to the provisions of 28 U.S.C. Section 157(a) and (b)(2)(i) and Section 1334 (b) and 11 U.S.C. Section 523.

Petitioner, Donald Matros, Alleges Debtors OBTAINED PROPERTY UNDER FALSE PRETENSES, 11 U.S.C. Section 523 a(2)(4); FED. R. Bankr. P. 4007c.

2.

DONALD MATROS, 19001 225th Avenue, Pierz, MN. 56364, managed a farming operation with its principal

place of business 19001 225th Avenue, MN. 56364.

3.

DONALD MATROS is an adult resident citizen of the SEVENTH JUDICIAL DISTRICT of MORRISON County, MINNESOTA who may be served with process at 1900 225th Avenue, Pierz, MN. 56364.

DEBTORS: KURT NELS MONSON and JENNIFER LYNN MONSON adult resident citizens of the SEVENTH Judicial District of MORRISON County, MINNESOTA who may be served with process at 20712 Bison Road, Randall, MN. 56475.

4.

Around February 2017, we the debtors, purchased eight (8) calf hutches from the petitioner. The debtors did pay for two calf hutches with HONEST intentions to pay for all. Due to falling milk prices and lack of income, the debtors were unable to continue payment(s).

Also, around ~~the~~ October 2017 the petitioner contacted the debtors regarding a trailer load of hay loaded in his yard. He asked the debtors to come get it or offered to deliver it to the debtors' farm. The debtors said they didn't want to get the trailer load of hay. The debtors stated: the petitioner the debtor didn't know when payment could be made for the hay. The petitioner stated he wasn't concerned. The petitioner stated the debtor could pay when they could what ~~was~~ they could. An again due to very low milk prices payment(s).

were hard to make. The debtor did not know the milk price was going to plummet and payments would be difficult to make.

5.

The debtors NEVER EVER discussed our financial situation with the petitioner. We have never had a thirty thousand dollar (\$30,000.00) feed bill. The debtors bills were never discussed with the petitioner. Why would we? The debtors did not purchase the calf hutches or hay/straw on false pretenses. The debtors are honest people and would not have purchased anything without the responsibilities that go with it.

Respectfully yours,

PIERZ COOP FEED
PO Box 307
Pierz, MN 56364

INVOICE NUMBER 207108
INVOICE DATE 08/06/18
DATE SHIPPED 08/06/18

320-468-6655

PAGE NUMBER 1 OF 1

BILL TO:

DON MATROS
FERTILIZER ACCT
19001 225TH AVE
PIERZ MN 56364-1266

SHIP TO:

DON MATROS
FERTILIZER ACCT
19001 225TH AVE
PIERZ MN 56364-1266

CUSTOMER	CHECK NUMBER	INVOICE CODES	INVOICE TERMS			
000530263	CASH	MN-097	END OF MONTH			
QUANTITY	ITEM #	DESCRIPTION	REF #	PRICE	PREPAID	TOTAL
1.0000	EACH	0000010426	fly spray	14.50000		\$14.50

The note on the reverse side
was left on the arrowed
date!!

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2019 JAN -3 PM 4:14
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DULUTH, MN

LESS DISCOUNT OF \$.00
IF PAID BY \$.00

INVOICE AMOUNT \$14.50
plus SALES TAX \$.00
INVOICE TOTAL \$14.50
less PREPAYMENTS \$.00
less PAYMENTS \$14.50
less DISCOUNT \$.00
DUE BY 09/30/18 \$.00

I WAS WONDERING IF YOU WOULD BE
INTERESTED IN RETURNING 6 CALF HUTCHES
FOR THE 900.00 YOU OWE ON THE CALF HUTCHES?
150

$\begin{array}{r} \times 6 \\ \hline 900.00 \end{array}$

I HAVE A PERSON INTERESTED IN BUYING
THEM. TY

Don Matkos
DON MATKOS

Kurt G. Menden
20712 Bison Rd
Randall, MN 55802

RECEIVED BY MAIL

JAN -3 2019

CLERK, U.S. DISTRICT COURT
DULUTH, MINNESOTA

District Courthouse
United States District Court -
District of Minnesota
515 West 1st St.
417 Federal Building
Duluth, MN 55802

55802-803517

MINNEAPOLIS MN 554
29 DEC 2018 PM 3 L

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